vss

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

CHAMBER SUMMONS NO.519 OF 2006
IN
MISCELLANEOUS PETITION NO.9 OF 2005

Hetro Drugs Ltd. ... Petitioner

V/s.

Wockhardt Ltd & Anr. ... Respondents

Ms.Smita Vora for Petitioner
Mr.Rahul Chitnis for Respondent No.1
Mr.G. Hariharan for Respondent No.2

CORAM: **SMT.NISHITA MHATRE, J.**

DATED: **JULY 26, 2006**

P.C.:

. The present Chamber Summons has been taken out for a direction to the Commissioner, Shri Kamal Khata, who has been appointed for recording cross-examination to visit the premises of the Petitioner's expert witness for recording the evidence. The witness is 71 years old and not in good health. This application is vehemently opposed by Mr.Chitnis, appearing for Defendant No.1.

2. However, in the circumstances of the case and in view of the averments in the affidavit in support of the Chamber Summons, the Chamber Summons is allowed in terms of prayer clause (a).